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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TSAI ET AL.

Application No. 09/752,017

Filed: December 28, 2000

For: BREATHABLE, BIODEGRADABLE/
COMPOSTABLE LAMINATES

Art Unit: 1771

Examiner: Cole, E.

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Request for Continued Examination, Applicants request further examination in light of the following amendments and remarks which are believed to place the application in condition for allowance.

In the Claims:

Please cancel Claims 2 and 14 without prejudice or disclaimer.

Please amend the claims as follows:

1. (Twice Amended) A breathable, biodegradable/compostable laminate material comprising:

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Theodore M. Green, Reg. No. 41,801

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995

Application Number	09/752,017
Filing Date	December 28, 2000
First Named Inventor	Tsai
Group Art Unit	1771
Examiner Name	E. Cole
Attorney Docket Number	11302-0870 (44040-228358)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may file a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered)
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. ☐ Other
- b. ☒ Enclosed
 - i. ☒ Preliminary Amendment
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☒ Other Petition for One-Month Extension of Time

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.


- a. ☒ Two checks totaling \$860 are enclosed for the following fees:
 - i. ☒ RCE fee under 37 C.F.R. § 1.17(e), REQUIRED when filing the RCE.
 - ii. ☒ Extension of time fee under 37 C.F.R. 1.136 and 1.17.
- b. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 11-0855

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Type Name	Theodore M. Green	Reg. No. 41,801
Signature	<i>Theodore M. Green</i>	Date March 25, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

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Type Name	Theodore M. Green - Reg. No. 41,801	
Signature		Date March 25, 2003

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